
HOUSE BILL No. 1192

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-13-12-7.1; IC 33-13-12-9.

Synopsis: Public officers' salaries. Increases the salaries paid to trial court, appellate court, and supreme court judges.

Effective: July 1, 2003.

Ulmer

January 8, 2003, read first time and referred to Committee on Ways and Means.

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Introduced

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1192

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 33-13-12-7.1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 7.1. (a) The total
3 annual salary of each full-time judge of a circuit, superior, municipal,
4 county, or probate court is:

5 (1) ninety thousand dollars (\$90,000) **before January 1, 2004;**
6 **and**

7 (2) **one hundred nine thousand two hundred dollars**
8 **(\$109,200) after December 31, 2003;**

9 and any additional salary provided under IC 36-2-5-14 or
10 IC 36-3-6-3(c). The state shall pay all of the total salary except for the
11 additional salary, if any, under IC 36-2-5-14 or IC 36-3-6-3(c). The
12 state shall deposit quarterly the money received from the counties
13 under subsection (c) in the state general fund.

14 (b) Before November 2 of each year, the county auditor of each
15 county shall certify to the division of state court administration the
16 amounts, if any, to be provided by the county during the ensuing
17 calendar year for judges' salaries under IC 36-2-5-14 or IC 36-3-6-3(c).

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(c) When making each payment under subsection (a), the county shall determine for each judge whether the total of:

- (1) the payment made on behalf of that judge;
- (2) previous payments made on behalf of that judge in the same calendar year; and
- (3) the state share of the judge's salary under subsection (a);

exceeds the Social Security wage base established by the federal government for that year. If the total does not exceed the Social Security wage base, the payment on behalf of that judge must also be accompanied by an amount equal to the employer's share of Social Security taxes and Medicare taxes. If the total does exceed the Social Security wage base, the part of the payment on behalf of the judge that is below the Social Security wage base must be accompanied by an amount equal to the employer's share of Social Security taxes and Medicare taxes, and the part of the payment on behalf of the judge that exceeds the Social Security wage base must be accompanied by an amount equal to the employer's share of Medicare taxes. Payments made under this subsection shall be deposited in the state general fund under subsection (a).

(d) For purposes of determining the amount of life insurance premiums to be paid by a judge who participates in a life insurance program that:

- (1) is established by the state;
- (2) applies to a judge who is covered by this section; and
- (3) bases the amount of premiums to be paid by the judge on the amount of the judge's salary;

the judge's salary does not include any amounts paid to the state by a county under subsection (a).

SECTION 2. IC 33-13-12-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 9. (a) The total annual salary for each justice of the supreme court of Indiana is:

- (1) one hundred fifteen thousand dollars (\$115,000) before January 1, 2004; and**
- (2) one hundred thirty-five thousand two hundred dollars (\$135,200) after December 31, 2003.**

(b) The total annual salary for each judge of the court of appeals of Indiana is:

- (1) one hundred ten thousand dollars (\$110,000) before January 1, 2004; and**
- (2) one hundred thirty thousand two hundred dollars (\$130,200) after December 31, 2003.**

(c) The state shall pay the annual salaries prescribed in subsections

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1 (a) through (b) from the state general fund.

2 (d) In addition to said salary, there shall be paid in equal monthly
3 payments on the first day of each month out of any money in the
4 general fund of the state treasury not otherwise appropriated, the
5 following annual subsistence allowances to assist in defraying expenses
6 relating to or resulting from the discharge of the justice's or judge's
7 official duties, for which no accounting shall be made by such judge:

8 (1) Five thousand five hundred dollars (\$5,500) to the chief
9 justice of the supreme court.

10 (2) Five thousand five hundred dollars (\$5,500) to the chief judge
11 of the court of appeals.

12 (3) Three thousand dollars (\$3,000) to each justice of the supreme
13 court who is not the chief justice.

14 (4) Three thousand dollars (\$3,000) to each judge of the court of
15 appeals who is not the chief judge.

16 (e) The state shall not furnish automobiles for the use of justices or
17 judges compensated under this section.

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